

August 5, 2003

**MINUTES OF AN ADJOURNED REGULAR  
MEETING OF THE TORRANCE CITY COUNCIL**

**1. CALL TO ORDER**

The Torrance City Council convened in an adjourned regular session at 6:03 p.m. on Tuesday, August 5, 2003, in City Council Chambers at Torrance City Hall.

**ROLL CALL**

Present: Councilmembers McIntyre, Mauno, Nowatka, Scotto, Witkowsky, and Mayor Walker.

Absent: Councilmember Lieu.

Also Present: City Manager Jackson, City Attorney Fellows, City Clerk Herbers, and other staff representatives.

**2. FLAG SALUTE/INVOCATION**

The Pledge of Allegiance was led by Councilmember McIntyre.

Pastor Milton Herring, The Living Word Christian Center, gave the non-sectarian invocation for the meeting.

**3. AFFIDAVIT OF POSTING/WAIVE FURTHER READING**

**MOTION:** Councilmember Mauno moved to accept and file the report of the City Clerk on the posting of the agenda for this meeting. The motion was seconded by Councilmember Nowatka, and passed by unanimous roll call vote (absent Councilmember Lieu).

**MOTION:** Councilmember Mauno moved that after the City Clerk has read aloud the number and title to any resolution or ordinance on the meeting agenda, the further reading thereof shall be waived, reserving and guaranteeing to each Councilmember the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote (absent Councilmember Lieu).

**4. WITHDRAWN OR DEFERRED ITEMS**

None.

**5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS**

Fire Chief Bongard reminded everyone that the Exxon Mobil Torrance Refinery Monthly Community Alert Siren testing would occur on Wednesday, August 6, at approximately 11:30 a.m.

Mayor Walker announced that the 20<sup>th</sup> Annual National Night Out would be held later this evening from 7:00 p.m. to 10:00 p.m. and encouraged citizens to turn their

porch lights on between those hours to show a united stand in fighting drug and criminal activity in their neighborhoods.

Mayor Walker asked the meeting be adjourned in memory of John Lloyd II, retired Torrance Water Department Director, who passed away on July 24, 2003.

**7. CONSENT CALENDAR**

**7a. APPROVAL OF MINUTES – MAY 20, 2003, JUNE 3, 2003 AND JUNE 10, 2003**

**7b. PURCHASE OF EQUIPMENT FOR NEW FIRE ENGINES**

**Recommendation**

Recommendation of the **Fire Chief** that City Council:

- 1) Appropriate \$6,500 from the Fire Apparatus Replacement Fund for the purchase of additional equipment for the three new Seagrave fire engines; and
- 2) Authorize a change order increasing the total of the existing purchase order with Seagrave Fire Apparatus, a Division of FWD Corporation, by \$3,000 for changes in miscellaneous equipment for the three new fire engines. The total purchase order with Seagrave Fire Apparatus will be \$1,117,796.39.

**7c. EXTENSION OF CONSULTING SERVICES AGREEMENT RE SANITARY SEWER PROGRAM ENGINEERING SERVICES**

**Recommendation**

Recommendation of the **Engineering Director** that City Council:

- 1) Approve an amendment to the existing professional consulting services agreement with Boyle Engineering Corporation, (C2001-176), for professional consulting services for Sanitary Sewer Program Engineering Services to expand the contract term through August 7, 2004; and
- 2) Authorize the Mayor to execute and the City Clerk to attest to said amendment.

**7d. AMENDMENT TO CONSULTING SERVICES AGREEMENT RE DEL AMO BOULEVARD EXTENSION**

**Recommendation**

Recommendation of the **Engineering Director** that City Council:

- 1) Approve a Third Amendment to consulting services agreement (C2000-246) with EDAW, Inc. (formerly KEA Environmental, Inc.) to extend the term of the agreement to January 31, 2004 and increase the agreement amount by \$17,000 in conjunction with the Del Amo Boulevard Extension (T-30); and
- 2) Authorize the Mayor to execute and the City Clerk to attest to said amendment.

7e. **CONTRACT SERVICES AGREEMENT RE ARTESIA BOULEVARD STREET IMPROVEMENTS**

**Recommendation**

Recommendation of the **Engineering Director** that City Council:

- 1) Approve a contract services agreement in the amount of \$135,000 with Ninyo & Moore to perform materials testing and paving inspection services for the Artesia Boulevard Street Improvements (B2003-09); HP21L-5249(010); and
- 2) Authorize the Mayor to execute and the City Clerk to attest to said agreement.

7f. **RENEWAL OF CONTRACT FOR GRAFFITI REMOVAL SERVICES**

**Recommendation**

Recommendation of the **General Services Director** that City Council authorize a renewal of contract (C2002-128) with Graffiti Protective Coatings, Inc. for Fiscal Year 2003-2004 for graffiti removal services in the City of Torrance at a cost not to exceed \$220,000.

7g. **REGIONAL EZ TRANSIT PASS PROGRAM AGREEMENT**

**Recommendation**

Recommendation of the **Transit Director** that City Council authorize the Mayor to execute and the City Clerk to attest to an agreement (July 1, 2003 - June 30, 2004) regarding the EZ Transit Pass with the Los Angeles County Metropolitan Transportation Authority.

7h. **FY2003-04 FTA URBANIZED FORMULA GRANT APPLICATION**

**Recommendation**

Recommendation of the **Transit Director** that City Council authorize the City Manager to apply for and the Transit Department to submit an application for an amount not to exceed \$3,383,427. This includes \$3,071,844 in Federal Transit Administration (FTA) Urbanized Area Formula Program Section 5307 Capital Funds and \$311,583 in Congestion Management Air Quality (CMAQ) funds.

7i. **ALLOCATION OF CLETEP FUNDS FOR UPGRADE OF POLICE RADIO SYSTEM**

**Recommendation**

Recommendation of the **Chief of Police** that City Council appropriate and allocate \$38,539.13 from the State of California Law Enforcement Technology Grant (FEAP #213) to purchase technology upgrades for the Police Department radio system.

**7j. APPROPRIATION/ALLOCATION OF ASSET FORFEITURE FUNDS**

**Recommendation**

Recommendation of the **Chief of Police** that City Council appropriate and allocate \$11,500 from the State Unappropriated Asset Forfeiture Account to fund the purchase of twenty-five Glock model 21, 45 ACP caliber pistols (FEAP #403) to replenish the Police Department inventory.

**7k. EXTENSION OF CONTRACT FOR PAINTING SERVICES**

**Recommendation**

Recommendation of the **General Services Director** that City Council authorize a renewal of contract (C2002-209) with Mason Brothers Painting to extend the term until June 30, 2004.

**7l. CONTRACT AMENDMENT RE AIRPORT DEMOLITION**

**Recommendation**

Recommendation of the **City Manager** and **General Services Director** that City Council:

- 1) Approve an amendment to contract (C2003-75) with J & G Industries, Inc. in the amount of \$36,934.50 for demolition of existing structures at the Torrance Municipal Airport (FEAP #393); and
- 2) Appropriate \$28,315.23 from the Airport Aeronautical Enterprise Fund for the Torrance Municipal Airport Demolition Project (FEAP #393).

**MOTION:** Councilmember Witkowsky moved for the approval of Consent Calendar Items 7a through 7l. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (absent Councilmember Lieu).

**11. ADMINISTRATIVE MATTERS**

**11a. RESOLUTION NO. 2003-86 RE 1001 SARTORI AVENUE**

**Recommendation**

Recommendation of the **Community Development Director** that City Council adopt a Resolution documenting the denial of a Variance (VAR03-00003) for use of tandem parking in conjunction with the construction of a two-unit condominium development on property located in the R-3 zone at 1001 Sartori Avenue.

Community Development Director Gibson advised that the proposed resolution would memorialize the City Council's action at the July 22, 2003 Council meeting at which the two-unit condominium project at 1001 Sartori Avenue was approved with the exception of the Variance for tandem parking.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote (absent Councilmember Lieu).

## **RESOLUTION NO. 2003-86**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, DENYING A VARIANCE FROM THE PROVISIONS OF DIVISION 9 OF THE TORRANCE MUNICIPAL CODE TO ALLOW TANDEM PARKING ON PROPERTY LOCATED IN THE R-3 ZONE AT 1001 SARTORI AVENUE  
**VAR03-00003: RACHID ABOU-FADEL (SUBTEC/CHERYL VARGO)**

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-86. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote (absent Councilmember Lieu).

### **11b. CONTINUATION OF STATE OF LOCAL EMERGENCY RE CAROLWOOD/ SINGINGWOOD DRIVE**

#### **Recommendation**

Recommendation of the **City Manager** and the **City Attorney** that City Council continue the state of local emergency, proclaimed March 2, 2001 for properties located on Carolwood Lane and Singingwood Drive.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

### **11c. DESIGNATION OF VOTING DELEGATE FOR 2003 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE**

#### **Recommendation**

Recommendation of the **City Manager** that City Council designate Councilwoman Hope Witkowsky as voting delegate to represent the City of Torrance at the 2003 League of California Cities Annual Conference.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

### **11d. CONTRACT AMENDMENT RE PERS TWO-YEAR SERVICE CREDIT**

#### **Recommendation**

Recommendation of the **City Manager** that City Council adopt a Resolution to grant a designated period for two years additional service credit under the Public Employees' Retirement System (PERS).

Assistant to the City Manager Keane advised that the adoption of the Resolution was the second part of the two-part procedure that must be followed in order to offer a two-year service credit to employees whose jobs have been eliminated through recent budget reductions. She noted supplemental material available at the meeting.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

## **RESOLUTION NO. 2003-89**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
TO GRANT ANOTHER DESIGNATED PERIOD FOR TWO YEARS ADDITIONAL  
SERVICE CREDIT (PERS)

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-89. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote (absent Councilmember Lieu).

### **11e. RESOLUTION NO. 2003-90 RE APPROPRIATIONS FOR CAPITAL BUDGET**

#### **Recommendation**

Recommendation of the **City Manager** that City Council adopt a Resolution appropriating funding for the 2003-2004 Fiscal Year of the Capital Budget.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

## **RESOLUTION NO. 2003-90**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
ADOPTING THE CITY MANAGER'S 2003-2004 CITY CAPITAL BUDGET

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-90. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote (absent Councilmember Lieu).

### **11f. REMOVAL OF DISABLED STREETLIGHTS AND GRANTING OF FEE WAIVER TO SOUTHERN CALIFORNIA EDISON**

#### **Recommendation**

Recommendation of the **Community Development Director** and the **City Manager** that City Council approve the removal of 270 streetlights which were disabled during the energy crisis and grant a fee waiver to Southern California Edison in the amount of \$8,034 for the permit to remove the streetlights.

Sr. Management Associate Wren advised that Community Development staff has been working with Southern California Edison to identify the streetlights to be permanently removed and noted supplemental material available at the meeting.

In response to Mayor Walker's inquiry, Transportation Planner Semaan confirmed that the reduction in street lighting would not pose a safety hazard.

Referring to the supplemental material (*Street Light Illumination Levels for Selected Streets in the City of Torrance*), Councilmember Nowatka noted that a few of the locations where streetlights are scheduled to be removed are listed as having illumination below the recommended guidelines and expressed concerns about potential liability issues.

Transportation Planner Semaan reported that field inspections were conducted to confirm that the removal of the streetlights would not cause any problems and noted that the illumination levels were measured between two lights where variations from the standards are to be expected.

City Attorney Fellows stated that he believed staff had taken all reasonable steps to ensure that an appropriate level of illumination is maintained and advised that the City is not obligated to provide illumination so the illumination level of a particular streetlight should not create any liability issues.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

#### **11g. EMPLOYEE RETIREMENT HEALTH SAVINGS PLAN**

##### **Recommendation**

Recommendation of the **City Manager** that City Council adopt Resolutions as outlined and approve the implementation of a Retirement Health Savings Program (RHS) which would provide City employees a method by which to fund healthcare expenses upon separation from the City:

- Approve Resolution adopting the Retirement Health Savings Program;
- Approve Retiree Medical and Dental Expense Reimbursement Plan (Welfare Benefit Plan);
- Approve Declaration of Trust;
- Adopt Executive and Management Pay Resolution;
- Adopt Torrance Supervisory & Professional Association Pay Resolution Supplemental;
- Adopt Engineers Pay Resolution Supplemental; and
- Adopt Certain Full-Time Salaried and Hourly Employees.

Assistant to the City Manager Keane reported that staff was recommending the adoption of a series of Resolutions implementing a Retirement Health Savings Program, which would provide City employees a method by which to fund healthcare expenses upon separation from the City.

**MOTION:** Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

#### **RESOLUTION NO. 2003-91**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
ADOPTING THE VANTAGECARE RETIREMENT HEALTH SAVINGS (RHS)  
PROGRAM

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-91. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote (absent Councilmember Lieu).

### **RESOLUTION NO. 2003-92**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
AMENDING RESOLUTION NO. 2002-124 SETTING FORTH CHANGES  
REGARDING WAGES, HOURS, AND WORKING CONDITIONS FOR  
EXECUTIVE AND MANAGEMENT EMPLOYEES

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-92. The motion was seconded by Councilmember Witkowski and passed by unanimous roll call vote (absent Councilmember Lieu).

### **RESOLUTION NO. 2003-93**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
AMENDING RESOLUTION NO. 2000-128 SETTING FORTH WAGES, HOURS,  
AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY THE  
TORRANCE PROFESSIONAL AND SUPERVISORY ASSOCIATION (TPSA)

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-93. The motion was seconded by Councilmember Witkowski and passed by unanimous roll call vote (absent Councilmember Lieu).

### **RESOLUTION NO. 2003-94**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
AMENDING RESOLUTION NO. 2000-129 SETTING FORTH CHANGES  
REGARDING HOURS, WAGES, AND WORKING CONDITIONS FOR  
EMPLOYEES REPRESENTED BY THE ENGINEERS

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-94. The motion was seconded by Councilmember Witkowski and passed by unanimous roll call vote (absent Councilmember Lieu).

### **RESOLUTION NO. 2003-95**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
AMENDING RESOLUTION NO. 2002-77 SETTING FORTH CHANGES  
REGARDING HOURS, WAGES, AND WORKING CONDITIONS FOR  
CERTAIN FULL TIME SALARIED AND HOURLY EMPLOYEES

**MOTION:** Councilmember Nowatka moved for the adoption of Resolution No. 2003-95. The motion was seconded by Councilmember Witkowski and passed by unanimous roll call vote (absent Councilmember Lieu).

\*

The Redevelopment Agency met from 6:18 p.m. to 7:26 p.m.

### **16. ORAL COMMUNICATIONS**

**16a.** Councilmember Mauno thanked Councilmember Nowatka for inviting him to a *WiN* board meeting and welcomed the new president of Toyota.



**16b.** Councilmember McIntyre thanked the Library staff and the Library Foundation for the imaginative programs they provided in connection with an exhibit on Frankenstein, noting that a grant was received to bring this nationally known exhibit to Torrance.

**16c.** Councilmember McIntyre congratulated the Leadership Torrance Class of 2003 on their accomplishments.

**16d.** Councilmember Nowatka also congratulated the Leadership Torrance class and thanked Councilmember Mauno for attending the W/N board meeting.

**16e.** Councilmember Nowatka noted that she had placed 3<sup>d</sup> at the Torrance Transit Bus Rodeo, that the 2<sup>nd</sup> place winner was Fire Chief Bongard, and that California State Senator Debra Bowen came in 1<sup>st</sup> place.

**16f.** Councilmember Scotto welcomed the visiting Kashiwa students to Torrance.

**16g.** Councilmember Witkowsky thanked the Council for sending her to Sacramento as the voting delegate to the League of California Cities Conference.

**16h.** Councilmember Witkowsky thanked Community Alert Network volunteers for participating in the recent disaster drill and commented on a "This Week in Torrance" segment on the drill.

**16i.** Scott Gobble, Southern California Edison, thanked the City Council for the waiver of fees in connection with the removal of light standards and noted that electricity rates have been reduced effective August 1.

**16j.** Pam Cummings, Torrance, spoke regarding the Artesia Boulevard improvement project, expressing concerns about hazardous conditions, the lack of parking and the impact on residents on Amie and Prairie.

**16k.** Dr. Chip Houske, Torrance, spoke of the neglected streets and sidewalks near Fosters Freeze in downtown Torrance and submitted a letter signed by business owners requesting the renovation of Cravens Avenue between Marcelina and Gramercy.

## **17. EXECUTIVE SESSION**

At 6:40 p.m., the Council recessed to closed session to confer with the City Manager and the City Attorney on agenda matters listed under 17a) Conference with Labor Negotiator; 17b) Conference with Legal Counsel – Existing Litigation; 17c) Conference with Legal Counsel – Anticipated Litigation; and Redevelopment Agency Real Property – Conference with Real Property negotiator pursuant to California Government Code Sections 54957.6, 54956.9(a), 54956.9(c) and 54956.8.

The Council reconvened in Council Chambers at 7:25 p.m.

**MOTION:** Councilmember Scotto moved to concur with of the MOI (Memorandum of Intent), as amended, for Torrance Library Employee Association and Torrance Municipal Employees – AFSCME Local 1117 for the sole purpose of setting a pay date. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Councilmember Lieu).

**18. ADJOURNMENT**

At 7:26 p.m., the meeting was adjourned to Tuesday, August 12, 2003, at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chambers.

***Adjourned in Memory of  
John Lloyd II***

Attest:

/s/ Dan Walker

Mayor of the City of Torrance

/s/ Sue Herbers

Sue Herbers, CMC  
City Clerk of the City of Torrance

Approved on October 14, 2003